



# ***OVERSIGHT BOARD FOR THE SUCCESSOR AGENCY TO THE ARTESIA REDEVELOPMENT AGENCY AGENDA REPORT***

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**MEETING DATE:**  
1/8/2013

**CONTROL NO:**

**ITEM NO:**

**SUBJECT:** APPROVAL OF ACTION MINUTES OF THE OVERSIGHT BOARD

**FROM:** GLORIA CONSIDINE, BOARD SECRETARY

**PRESENTATION BY:** GLORIA CONSIDINE, BOARD SECRETARY

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**BACKGROUND:**

As part of the new requirements all Oversight Board actions must be done by resolution (Health & Safety Code Section 34179 (e). Attached is Resolution No. OB 13-15 for adoption approving the minutes of the December 18, 2013 Oversight Board meeting.

**FISCAL IMPACT:** There is no fiscal impact related to this action item.

**ATTACHMENTS:** Resolution No. OB 13-15  
Minutes of December 18, 2012

**RESOLUTION NO. OB 13-15**

A RESOLUTION OF THE OVERSIGHT BOARD FOR THE SUCCESSOR  
AGENCY TO THE ARTESIA REDEVELOPMENT AGENCY  
APPROVING ACTION MINUTES FOR THE OVERSIGHT BOARD  
MEETING OF DECEMBER 18, 2012

RECITALS:

- A. Health and Safety Code Section 34179 (e), as amended by AB 1484, provides that all actions of Oversight Boards to redevelopment Successor Agencies are to be adopted by resolution.
- B. One action required at most Oversight Board meetings is the approval of the minutes of the Board’s prior meeting(s).
- C. Since this is an action of the Oversight Board, approval of action minutes must be done by resolution to be in conformance with AB 1484.

**NOW, THEREFORE, THE OVERSIGHT BOARD FOR THE SUCCESSOR AGENCY TO THE ARTESIA REDEVELOPMENT AGENCY, HEREBY FINDS, DETERMINES, RESOLVES, AND ORDERS AS FOLLOWS:**

**Section 1.** The above recitals are true and correct and are a substantive part of this resolution.

**Section 2.** This Resolution is adopted pursuant to AB 1484.

**Section 3.** The Oversight Board for the Successor Agency hereby approves the action minutes of December 18, 2012 as presented.

**Section 4.** The officers and the staff of the Successor Agency are hereby authorized and directed, jointly and severally, to do any and all things which they may deem necessary or advisable to effectuate this Resolution.

**PASSED, APPROVED AND ADOPTED this 8<sup>th</sup> day of January, 2013.**

\_\_\_\_\_  
WILLIAM HOLT, CHAIRMAN

ATTEST:

\_\_\_\_\_  
GLORIA CONSIDINE, BOARD SECRETARY

I, Gloria Considine, Secretary of the Oversight Board for the Successor Agency to the Artesia Redevelopment Agency, do hereby certify that the foregoing resolution was introduced and adopted at a Special Meeting of the Oversight Board for the Successor Agency to the Artesia Redevelopment Agency, on the 8th day of January 2013, by the following roll call vote:

AYES: BOARD MEMBERS:  
NOES: BOARD MEMBERS:  
ABSENT: BOARD MEMBERS:  
ABSTAIN: BOARD MEMBERS:

\_\_\_\_\_  
GLORIA CONSIDINE, BOARD SECRETARY

**MINUTES FOR THE  
SPECIAL MEETING OF THE  
CITY OF ARTESIA OVERSIGHT BOARD FOR THE  
SUCCESSOR AGENCY TO THE ARTESIA REDEVELOPMENT AGENCY**

**Location:**

**ARTESIA CITY COUNCIL CHAMBERS**

**Tuesday, December 18, 2012**

**10:00 AM**

**I. CALL TO ORDER:**

William Holt, Chair, called the meeting to order at 10:10 a.m.

**II. ROLL CALL:**

Present: Chair William A. Holt, Board Members, Kathrin Wardle, Becky T. Lingad, George Ray, Don Powell and Ali Delawalla

Absent: Board Member Toan Nguyen

Chair Holt introduced Interim City Manager Don Powell as a new member of the Oversight Board.

**SUCCESSOR AGENCY STAFF:**

Gloria Considine, Secretary  
Justine Menzel, Deputy Executive Director  
Teresa Ho-Urano, Assistant General Counsel for Successor Agency  
Tanya Ruiz, Los Angeles County Board of Supervisors, Executive Office  
Estevan Padilla, Los Angeles County Board of Supervisors, Executive Office

**III. ADMINISTRATIVE MATTERS:**

**1. RESOLUTION NO. OB 12-14**

A Resolution of the Oversight Board of the Successor Agency to the Artesia Redevelopment Agency Approving Action Minutes for the Oversight Board Meeting of October 11, 2012.

Board Member Ray noted a typographical error on the Staff Report and indicated that the Resolution No. OB 12-08 should be corrected to Resolution No. OB 12-14.

**On motion of Board Member Delawalla, seconded by Board Member Lingad, unanimously carried (Board Member Powell abstaining and Board Member Nguyen being absent), the Board adopted Resolution No. OB 12-14, approving the minutes of October 11, 2012.**

**Attachments:** [SUPPORTING DOCUMENT](#)

2. Election of Vice Chair for the Oversight Board.

Chair Holt opened the floor for nominations of Vice Chair. Board Member Ray nominated Board Member Don Powell as new Vice Chair. Board Member Powell respectively declined, as he stated his current position is an "Interim" City Manager.

Board Member Wardle nominated Board Member George Ray as Vice Chair. No other nominations were presented; therefore Chair Holt closed the nomination process.

**On motion of Board Member Wardle, seconded by Board Member Lingad, unanimously carried (Board Member Nguyen being absent), the Board nominated Board Member George Ray as Vice Chair.**

**IV. RECOMMENDATION:**

3. Receive and Review the Due Diligence Review for Non-Housing Fund and Account Balances of the Former Artesia Redevelopment Agency in Accordance with Health and Safety Code Section 34179.5 and Convene the Public Comment Session

And

**RESOLUTION NO. OB 12-13**

A Resolution of the Oversight Board of the Successor Agency to the Artesia Redevelopment Agency Acknowledging the Receipt of the Review for Fund and Account Balances of the Former Artesia Redevelopment Agency Conducted Pursuant to Health and Safety Code Section 34179.5

Justine Menzel provided an update on the Due Diligence Review (DDR) for the non-housing items and requested that the Board receive and review the DDR, convene the public comment session, and set a meeting date that would approve the DDR. She explained that staff would bring back an amended version of the DDR due to last minute changes made by the DOF.

Justine Menzel explained that at the conclusion of the DDR report located on "Schedule 7", the report states the agency would have a deficit; therefore the Agency would not remit any monies to the County for disbursement to the affecting

taxing entities. Ms. Menzel also indicated that at the close of business day on December 17, 2012, the Successor Agency received an email from the DOF to the Auditor Controllers office indicating which Agencies they were approving adjustments to the ROPS III payment. She informed that staff became aware of the proposed change in November and at that time, staff made an objection for lack of clarity; however in the email, Ms. Menzel learned that the requested adjustment made by the Successor Agency was not approved. Ms. Menzel further concluded that no approved adjustment amount was listed.

Teresa Ho-Urano, Assistant General Counsel for the Successor Agency, recommended that the Board open the public comment session.

Chair Holt opened the floor for public comment. There were no members of the public present. The Board agreed to reconvene on January 8, 2013 at 10:00 a.m. to close the public comment session and take action on the DDR.

Tereso Ho-Urano requested that the Board also adopt and approve Resolution OB 12-13 as amended, subject to modification in the language of section 3 of the Resolution, reflecting DOF's rejection of the Auditor Controller's proposed adjustment to the January 2, 2013 disbursement from the Redevelopment Property Tax Trust Fund (RPTTF), and revise the rejection of the Successor Agency revenues.

Board Member Powell also requested that staff provide a brief update on the DDR for the Housing funds. Teresa Ho-Urano provided a summary of the first DDR report which was previously approved by the Board and submitted to the DOF. Ms. Ho-Urano explained that in the report, the Successor Agency determined that a balance of \$900,000 remained in the low mod housing fund, of which the Successor Agency requested to retain \$700,000 of that amount in light of future shortfalls. While the DOF initially rejected the Successor Agency's request to keep the funds; staff requested for a meet and confer meeting. Ms. Ho-Urano concluded that after the meet and confer meeting, the Successor Agency received a determination letter indicating that the DOF concurs and will allow the Artesia Successor agency to keep the \$700,000.

**On motion of Board Member Powell, seconded by Board Member Lingad, unanimously carried (Board Member Nguyen being absent), the Board adopted Resolution No. OB 12-13 as amended, approving the receipt and review of the Due Diligence Review for the Non-Housing funds, and convening the Public Comment Session.**

Attachments: [SUPPORTING DOCUMENT](#)

## **V. MISCELLANEOUS:**

4. Chair and Board Member Comments.

Board Member Powell requested that the Successor Agency staff provide a summary to the Board of the meet and confer meeting that took place between the Successor Agency and the Department of Finance (DOF).

Justine Menzel stated that Successor Agency staff met with the DOF in late November for a meet and confer meeting. She explained that the meeting took place due to the DOF rejection of the Recognized Obligation Payment Schedule (ROPS) III, which was approved by the Board in late September. Ms. Menzel informed that the main purpose of the meeting was to deliberate the reimbursement of \$800,000 to repay the City as the amount was taken out of the City's general funds. Ms. Menzel further concluded that the DOF guaranteed a response by December 15, 2012, however she noted that a response had not yet been received to date.

Board Member Powell reiterated that it is very important that the \$800,000 be returned to the City, and noted that the funds are bond dollars.

5. Public Comments (Opportunity for members of the public to address the Board on items of interest that are within the jurisdiction of the Board)

There was none.

6. Matters not on the posted agenda (to be Presented and Placed on the Agenda of a Future Meeting).

There was none.

**ADJOURNMENT:**

**On motion of Board Member Powell, the meeting was adjourned at 10:40 a.m.**